THE HON'BLE SRI JUSTICE BILAL NAZKI

and

THE HON'BLE SRI JUSTICE S.ANANDA REDDY

WRIT PETITION NO.20964 of 1996

Date:14th December, 2005

Between:

M/s Uma Shankar Wines …Petitioner

And

The Commercial Tax Officer and another …Respondents

THE HON'BLE SRI JUSTICE BILAL NAZKI

and

THE HON'BLE SRI JUSTICE S.ANANDA REDDY

WRIT PETITION NO.20964 of 1996

O R D E R (Per the Hon'ble Sri Bilal Nazki, J):

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Heard learned counsel for the parties.

Counter has not been filed. The grievance of the petitioner is that an order of payment of interest on the amounts of tax refundable to him has been passed by the Appellate Deputy Commissioner (CT), Vijayawada in appeal Nos.110/94-95, 111/94-95 and 112/94-95 and he was held entitled to an amount of Rs.1,54,268/-. This amount has not been refunded to the petitioner although a decade has been passed.

Since counter has not been filed, therefore, the factual assertions made in the writ petition are taken to be true and after hearing learned counsel for the parties, we direct that order dated 22-09-1995 passed by the Appellate Deputy Commissioner ordering payment of interest on the amounts of tax refundable to the petitioner be implemented if it has not been modified or set aside in any other proceedings so far. The order shall be complied with within a period of two weeks from today, along with interest, if any, in accordance with law.

The writ petition is accordingly disposed of. No order as to costs.

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(Bilal Nazki, J)

14th December, 2005

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(S.Ananda Reddy,J)

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